IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Machitto et al.	§	ART UNIT:
	§	1624
FILED: February 6, 2004	§	
	§	EXAMINER:
SERIAL NO.: 10/774,320	§	Moore, Susanna
	§	
FOR: Activated Delivery of Biomolecules Using	§	DOCKET:
Electromagnetic Energy	§	D6327CIP

MS Non-Fee Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

I certify that this Response to Restriction Requirement, Petition for Extension and Form PTO-2038 is being transmitted via facsimile to Examiner Susanna Moore at 571-273-8300 on the date below:
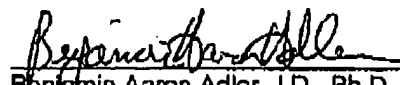
Date: _Sept. 23, 2009_

Benjamin Aaron Adler, Ph.D., J.D.

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement, mailed June 23, 2009, the Applicants elect group I, claims 1-9, 12-19, 21-30, drawn to a composition comprising a biomolecule and an electromagnetic energy absorbing species or a susceptor, without traverse. The Applicants further elect titanium alloys (claims 1, 10, 13, 16, 24, 27-28, 34-35, 38) as the susceptor species, radiofrequency energy (claims 1-2, 4-6, 13, 18-19, 36) as the EM energy species, albumin protein (claims 1-2, 4-6, 8, 21, 24-25, 27-29, 31, 36, 38) as the biomolecule species, conformational change in the biomolecules (claims 21-22, 36-37) as the biochemical reaction species, in tissue (claims 40, 46) as the location species, and chemical bond involving dimer (claims 1, 4-5, 27-28) as the bond species, all without traverse. Applicants include a Petition for a Two-Month Extension of Time. Please charge the $245 petition fee under 37 CFR 1.17(a) to the credit card identified on the attached Form PTO-2038. Only in the absence of Form PTO-2038, please debit any applicable fees from Deposit Account No. 07-1185 upon which the undersigned is allowed to draw.

Respectfully submitted,

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Registration No. 35,423
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Date: _Sept. 23, 2009_
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